

OA-1236-1 Moorhead
City Signed Resolution: 10-3-05
Town Signed Resolution: 9-6-05

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF MOORHEAD)
AND THE TOWN OF GLYNDON PURSUANT TO) ORDER
MINNESOTA STATUTES 414)

WHEREAS, a joint resolution for orderly annexation was adopted by the City of
Moorhead and the Town of Glyndon; and

WHEREAS, said resolution requests that certain property be annexed to the City of
Moorhead pursuant to M.S. 414.0325; and

WHEREAS, M.S. 414.0325 states that in certain circumstances the Director of Strategic
and Long Range Planning may review and comment, but shall within 30 days order the
annexation of land pursuant to said subdivisions; and

WHEREAS, Reorganization Order No. 192, effective March 8, 2005, has transferred the
duties of the Director to the Chief Administrative Law Judge; and

WHEREAS, on February 9, 2006, the Chief Administrative Law Judge has reviewed and
accepted the resolution for orderly annexation;

IT IS HEREBY ORDERED: That the following described property is hereby annexed in
accordance with the terms of the joint resolution to the City of Moorhead, Minnesota, the same

as if it had originally been made a part thereof:

Part of the SW $\frac{1}{4}$ of Section 20, Township 139N, Range 47 West of the 5th P.M., Clay County, Minnesota, described as follows: Commencing at the Northwest corner of the SW $\frac{1}{4}$ of Section 20, Township 139, Range 47, said Northwest corner being the true point of beginning thence S 00.00'00" W along the West line of the SW $\frac{1}{4}$ of Section 20 a distance of 922.95 ft.; thence N 89.38'10" E a distance of 1088.32 ft; thence North 00.00'00" E parallel to the West line of the SW $\frac{1}{4}$ of Section 20 a distance of 922.95 ft to the North line of SW $\frac{1}{4}$ of Section 20; thence S 89.38'10" W along the North line of said SW $\frac{1}{4}$ a distance of 1088.32 ft to true point of beginning.

Dated this 9th day of February, 2006.

For the Chief Administrative Law Judge
658 Cedar Street, Room 300
St. Paul, Minnesota 55155

Christine M. Scotillo

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

MEMORANDUM

In ordering the annexation contained in Docket No. OA-1236-1, the Chief Administrative Law Judge finds and makes the following comment:

Paragraph 6 of the agreement provides for a division of tax revenue from the annexed area, based upon a one time payment by the city. By making this order, no determination is made as to the effectiveness of such a schedule. Minnesota Statutes Section 414.036 allows for a reimbursement to the township of property taxes of substantially equal payments over a period of not less than two nor more than six years. Including such a provision in an order under Minnesota Statutes Section 414.0325 is discretionary with the Chief Administrative Law Judge.

The parties are encouraged to consider this comment in light of any further amendments that may be otherwise necessary to this agreement for orderly annexation.

CWS